



Docket No. 00766.000084.2  
Date: March 18, 2005

ZW  
AF  
1653

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: KENNETH JACOBS, et al.

Application No.: 09/745,763

For: SECRETED PROTEINS AND POLYNUCLEOTIDES ENCODING THEM

Filed: December 21, 2000

Group Art Unit: 1653

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated October 18, 2004 of the Primary Examiner finally rejecting claims 265 to 267.

The items checked below are appropriate.

1. ☒ A Petition for a two month extension of time to respond to the final rejection, together with the \$450.00 extension fee under 37 C.F.R. §1.17, was filed on March 18, 2005.
2. ☐ A Petition for an additional      month extension of time to take further action, together with the \$      extension fee under 37 C.F.R. §1.17, was filed on     .

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

March 18, 2005

(Date of Deposit)

03/22/2005 HALI11 00000039 09745763

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500.00 DP

Michael K. O'Neill, Reg. No. 32,622  
(Name of Attorney for Applicant)  
March 18, 2005  
Signature Date of Signature

3. ☒ Fee \$500.00
- ☐ Fee \$250.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)
- ☒ Enclosed
- ☐ Not required (fee paid in prior appeal)
- ☐ Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)
4. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
5. ☒ Applicants' undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Attorney for Applicants  
Michael K. O'Neill  
Registration No. 32,622

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3800  
Facsimile: (212) 218-2200

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